

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:	:	
	:	Chapter 7
ORLY GENDER,	:	
	:	Case No.: 19-13895 (JLG)
Debtor.	:	
	:	
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SCHEDULING ORDER

At a status conference before the Court on June 3, 2021, the Court scheduled a hearing for July 8, 2021 with all briefing completed by July 1, 2021 in connection with the *Chapter 7 Trustee's Motion for Order Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure (A) Approving Settlement Agreement and (B) Granting Related Relief* (the "**Settlement Motion**") [Dkt. No. 421]. The Court also advised the parties to agree on a briefing and discovery schedule in connection with the Settlement Motion. It is hereby **ORDERED** that:

1. The hearing on the Settlement Motion will be held on **July 8, 2021 at 2:00 p.m.** (the "**Hearing**") before The Honorable James L. Garrity, Jr., United States Bankruptcy Judge, in his Courtroom 723 at the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004.

2. Any responses or objections (collectively, the "**Objections**") to the Settlement Motion must be in writing, conform to the Bankruptcy Code, the Bankruptcy Rules and the Court's Local Rules, be electronically filed with the Bankruptcy Court in accordance with General Order No. M-399, which, along with the User's Manual for the Electronic Case Filing System, can be found at the Court's Website, and be served so as to be received by email no later than **June 25, 2021 at 4:00 p.m.** (the "**Objection Deadline**") by: (i) the Bankruptcy Judge (with

two **single sided** hard copies clearly marked “Chambers Copy” delivered to the Court to the attention of Chambers of The Honorable James L. Garrity, Jr. within one day of filing), **[JLG]** (ii) Tarter Krinsky & Drogin LLP, 1350 Broadway, 11th Floor, New York, New York 10018, Attn: Rocco A. Cavaliere, Esq. (rcavaliere@tarterkrinsky.com), (iii) Emmet Marvin & Martin, 120 Broadway, 32nd Floor, New York, New York 10271, Attn: John Dellaportas, Esq. and Thomas Pitta) (jdellaportas@emmetmarvin.com and tpitta@emmetmarvin.com), (iv) all parties having filed Notices of Appearance in this case at the addresses set forth in the Notices of Appearance, and (v) the Office of the United States Trustee for the Southern District of New York, 201 Varick Street, Suite 1006, New York, New York 10014, Attn: Richard Morrissey, Esq. (the “**Notice Parties**”).

3. All replies to any Objections shall be filed and served in the manner described in paragraph 2 herein by no later than **July 1, 2021** (the “**Reply Deadline**”).

4. No later than June 10, 2021, Tarter Krinsky & Drogin LLP shall serve the Settlement Motion, together with this Scheduling Order, on (i) all creditors that filed proofs of claim in this case at their last known address by first class mail, or by email to counsel to creditors, if an email address is available, (ii) all known creditors on the Debtor’s schedules at their last known address by first class mail, or by email to counsel to creditors, if an email address is available, (iii) all parties that have filed a notice of appearance pursuant to Bankruptcy Rule 2002(a) by email, (iv) counsel to TR Investors, LLC, Glencova Investment Co., New TR Equity I, LLC, New TR Equity II, LLC, Trans-Resources, LLC, Jules Trump, Eddie Trump, and Mark Hirsch (collectively, the “Trump Group”) by first class mail, or by email if an email address is available, (v) the Office of the United States Trustee by first class mail, and (v) all applicable federal and state agencies, including the Internal Revenue Service by first class mail.

Service in this manner shall be deemed good and sufficient notice under the Bankruptcy Code and the Bankruptcy Rules.

5. All discovery in connection with the Settlement Motion shall be served no later than **June 10, 2021**.

6. All discovery in connection with the Settlement Motion shall be completed by **June 22, 2021**.

7. In the event of a dispute over discovery, the relevant parties shall promptly confer to attempt in good faith to resolve the dispute. If notwithstanding their good faith efforts to do so, counsel is unable to resolve a discovery dispute, they shall promptly request a telephonic discovery conference.

8. **A Pre-Hearing Conference will be held by telephone on July 2, 2021 at 10:00 a.m. to discuss matters relating to presenting witnesses, evidence and gaining access to the courthouse. [JLG]**

9. The Court may modify the dates set forth herein for good cause shown.

10. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

Dated: New York, New York
June 10, 2021

/s/ James L. Garrity, Jr.
HONORABLE JAMES L. GARRITY, JR.
UNITED STATES BANKRUPTCY JUDGE